

HOUSE BILL No. 1220

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-50-2-15.

Synopsis: Forcible felony against a victim less than 12. Allows a court to sentence a person who committed a forcible felony to an additional fixed term of imprisonment if the victim of the forcible felony was less than 12 years of age. Specifies that the court may sentence the person to an additional fixed term of imprisonment of: (1) not more than ten years if the victim was at least seven years of age but less than 12 years of age; and (2) not more than 20 years if the victim was less than seven years of age.

Effective: July 1, 2001.

Mellinger

January 9, 2001, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1220

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 35-50-2-15 IS ADDED TO THE INDIANA CODE
2 AS NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2001]: **Sec. 15. (a) The state may seek, on a page separate from
4 the rest of a charging instrument, to have a person who allegedly
5 committed a forcible felony sentenced to an additional fixed term
6 of imprisonment if the state can show beyond a reasonable doubt
7 that the victim of the forcible felony was less than twelve (12) years
8 of age.**
9 **(b) If, after a sentencing hearing, a court finds that a person
10 committed a forcible felony as described in subsection (a), the court
11 may sentence the person to an additional fixed term of
12 imprisonment as follows:**
13 **(1) If the victim was:**
14 **(A) at least seven (7) years of age; and**
15 **(B) less than twelve (12) years of age;**
16 **the court may sentence the person to an additional fixed term**
17 **of imprisonment of not more than ten (10) years.**



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1 **(2) If the victim was less than seven (7) years of age, the court**
2 **may sentence the person to an additional fixed term of**
3 **imprisonment of not more than twenty (20) years.**

4 **SECTION 2. [EFFECTIVE JULY 1, 2001] IC 35-50-2-15, as**
5 **added by this act, applies only to crimes committed after June 30,**
6 **2001.**

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